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INALA:

DATE FILED: 1/8/21

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BEATRIZ VEERMAN et ano.,

Plaintiffs,

08 Civ. 5042 (WHP)

-against-

ORDER

DEEP BLUE GROUP L.L.C. et al.,

Defendants.

: -----X

WILLIAM H. PAULEY III, District Judge:

For the reasons stated more fully on the record, Defendants' motion for summary judgment (Docket No. 31) is denied. Defendants' failure to submit a Local Civil Rule 56.1 statement of facts constitutes sufficient grounds for denial of Defendants' motion. See T.Y. v. N.Y. City Dep't of Educ., 584 F.3d 412, 417 (2d Cir. 2009). Moreover, this Court finds that genuine issues of material fact abound. See Celotex Corp. v. Catrett, 477 U.S. 317, 322-23 (1986). Indeed, Defendants' counsel conceded at oral argument that Defendants failed to submit a reply to Plaintiffs' opposition papers because it would be futile.

Dated: January 8, 2010

New York, New York

SO ORDERED:

U.S.D.J

Counsel of Record:

Kenneth Andrew Goldberg, Esq. Goldberg & Fliegel LLP 60 East 42nd Street, Suite 3421 New York, NY 10016 Counsel for Plaintiffs

Leonard Zack, Esq. Leonard Zack & Assocs. 110 East 55th Street 14th Floor New York, NY 10022 Counsel for Defendants